

Remarks

The Applicant filed a Notice of Appeal in this application December 29, 2008. Before the Applicant files the Appeal Brief, the Applicant respectfully requests this "Amendment After Notice of Appeal" to be entered in order to cancel claims 28-29 and 33 and to place claim 23 in a better form for consideration on appeal. The Applicant submits this amendment under 37 CFR § 41.33(a) and respectfully requests the Examiner to enter the amendment. The amendment cancels claims and clarifies claim 23 for consideration on appeal.

The Applicant submits there is no fee due with this submission and no extension of time is required at this time. Please contact the undersigned attorney with any issues with this submission.

Respectfully submitted,



By: Fred H. Zollinger, III  
Reg. No. 39,438

**CERTIFICATE OF TRANSMISSION**

I hereby certify that this correspondence is being submitted via facsimile on April 29, 2009.



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Fred H. Zollinger III